

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

HUGO GONZALEZ

CASE NO. 2:19-CV-00130 LEAD

VERSUS

JUDGE JAMES D. CAIN, JR.

SEA FOX BOAT CO INC

MAGISTRATE JUDGE KAY

VERDICT FORM

Question No. 1:

Was the Yamaha fuel/water separator filter defective and unreasonably dangerous when it left the manufacturer's control?

Answer:

Yes _____

No ✓ _____

- If you answered "NO," your verdict is complete as to Yamaha; go to Question 2.
- If you answered "YES," go to Question 1a.

Question No. 1a:

Was the defective and unreasonably dangerous condition in the fuel/water separator filter a proximate cause of injury to any of the following plaintiffs or the death of Jeremy Eades:

Answer:

i. Hugo Gonzalez	YES _____	NO _____
ii. Galloway Outlaw-Knight	YES _____	NO _____
iii.a. Jeremy Eades (injury)	YES _____	NO _____
iii.b. Jeremy Eades (death)	YES _____	NO _____

Question No. 2:

Was the Sea Fox vessel defective and unreasonably dangerous when it left the manufacturer's control?

Answer:

Yes _____

No  _____

- If your answer to Question 2 is "NO" your verdict is complete as to Sea Fox. **NOTE:** If you answered "NO" to Questions 1 and 2, your verdict form is complete. Go to the end of the verdict form, sign, date, and then return it to the courtroom.
- If you answered "YES," to Question 2, go to Question 2a.

Question No. 2a:

Was the defective and unreasonably dangerous condition in the Sea Fox vessel a proximate cause of injury to any of the following plaintiffs or the death of Jeremy Eades:

Answer:

i. Hugo Gonzalez	YES _____	NO _____
ii. Galloway Outlaw-Knight	YES _____	NO _____
iii.a. Jeremy Eades (injury)	YES _____	NO _____
iii.b. Jeremy Eades (death)	YES _____	NO _____

Question No. 3:

Was Daniel Henderson, the boat owner, negligent in any way?

Answer:

Yes _____ No _____

- If you answered “NO” to Question 3, your verdict form is complete as to Daniel Henderson.
- If you answered “YES” to Question 3, go to Question 3a.

Question 3a:

Was Daniel Henderson’s negligence a proximate cause of injury to any of the following plaintiffs or the death of Jeremy Eades:

Answer:

i. Hugo Gonzalez	YES _____	NO _____
ii. Galloway Outlaw-Knight	YES _____	NO _____
iii.a. Jeremy Eades (injury)	YES _____	NO _____
iii.b. Jeremy Eades (death)	YES _____	NO _____

Question No. 4:

Was Hugo Gonzalez negligent in any way, and if so, was his negligence a proximate cause of injury to any of the plaintiffs (including himself)?

Answer:

Yes _____ No _____

Question No. 5:

Was Jeremy Eades negligent in any way, and if so, was his negligence a proximate cause of injury to any of the plaintiffs (including himself)?

Answer:

Yes _____ No _____

Question No. 6:

Was Galloway Outlaw-Knight negligent in any way, and if so, was his negligence a proximate cause of injury to any of the plaintiffs (including himself)?

Answer:

Yes _____ No _____

Question No. 7:

What percentage of fault, if any, do you assign to the following parties for the **injuries**, if any, to plaintiffs? **All numerical percentages you enter in this question must add up to a total of 100%:**

Yamaha Motor Corporation, U.S.A. _____ %
(If you answered "NO" to Question 1, you must put "0")

Sea Fox Boat Company, Inc. _____ %
(If you answered "NO" to Question 2, you must put "0")

Daniel Henderson _____ %
(If you answered "NO" to Question 3, you must put "0")

Hugo Gonzalez _____ %
(If you answered "NO" to Question 4, you must put "0")

Jeremy Eades _____ %
(If you answered "NO" to Question 5, you must put "0")

Galloway Outlaw-Knight _____ %
(If you answered "NO" to Question 6, you must put "0")

100% (TOTAL)

Question No. 8:

What percentage of fault, if any, do you assign to the following parties for causing the **death** of Jeremy Eades? **All numerical percentages you enter in this question must add up to a total of 100%:**

Answer:

Yamaha Motor Corporation, U.S.A. _____ %
(If you answered "NO" to Question 1a.iii.b, you must put "0")

Sea Fox Boat Company, Inc. _____ %
(If you answered "NO" to Question 2a.iii.b, you must put "0")

Daniel Henderson _____ %
(If you answered "NO" to Question 3a.iii.b, you must put "0")

Hugo Gonzalez _____ %
(If you answered "NO" to Question 4, you must put "0")

Jeremy Eades _____ %
(If you answered "NO" to Question 5, you must put "0")

Galloway Outlaw-Knight _____ %
(If you answered "NO" to Question 6, you must put "0")

100% (TOTAL)

Question No. 9:

Please state what amount of damages, if any, you award to plaintiff Hugo Gonzalez and his minor children C.G. and E.G. in the following categories:

Past medical expenses	\$ _____
Future medical expenses	\$ _____
Future loss of earnings capacity	\$ _____
Past and future physical pain and suffering	\$ _____
Past and future mental anguish	\$ _____
Loss of consortium (C.G. only)	\$ _____
Loss of consortium (E.G. only)	\$ _____

Question No. 10:

Please state what amount of damages, if any, you award to Plaintiff Galloway Outlaw-Knight, Lauren Outlaw Knight, and his minor children A. O.-K.(I), A. O.-K.(II), and A. O.-K.(III), in the following categories:

Past medical expenses	\$ _____
Future medical expenses	\$ _____
Past lost wages	\$ _____
Future loss of earnings capacity	\$ _____
Past and future physical pain and suffering	\$ _____
Past and future mental anguish	\$ _____
Loss of consortium (Lauren Outlaw-Knight)	\$ _____
Loss of consortium (A. O.-K. I only)	\$ _____
Loss of consortium (A. O.-K. II only)	\$ _____
Loss of consortium (A. O.-K. III only)	\$ _____

Question No. 11:

Please state what amount of damages for *pre-death injuries*, if any, you award to estate of Jeremy Eades in the following categories:

Past medical expenses	\$ _____
Past pain and suffering	\$ _____

Question No. 12:

Please state what amount of damages related to Jeremy Eades's *death*, if any, you award plaintiff Cortney Blair Alston, on behalf of Jeremy Eades's minor children MTA and IE, in the following categories:

Answer:

Loss of Consortium (MTA only) \$ _____

Loss of Consortium (IE only) \$ _____

Question No. 13:

Please state what amount of damages related to Jeremy Eades's *death*, if any, you award to plaintiff Cortney Blair Alston, on behalf of Ruth Eades, mother of Jeremy Eades, in the following categories:

Answer:

Loss of Consortium \$ _____

Only answer Question 14 if you answered "YES" to Question 1.

Question No. 14:

Do you find by a preponderance of the evidence that Yamaha's conduct as it relates to the fuel/water separator filter was willful, wanton, and in callous disregard for the safety of others, such that punitive damages are warranted to punish Yamaha?

Answer:

Yes _____ No _____

- If your answer is "YES," go to Question 15.
- If your answer to Question 14 is "NO," go to the end of the verdict form and sign, date, and then return it to the courtroom.

Question No. 15:

What amount of punitive damages, if any, do you award against Yamaha:

Answer:

\$ _____

END OF QUESTIONS

JURY FOREPERSON,

Please sign and date this form and return it to the bailiff.

Date:

11/22/2022

Foreperson:

